

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Mamoru USAMI et al. Group Art Unit : 1791  
Appl. No. : 10/528,778 Examiner : Robert J. GRUN  
Filed : August 22, 2005 Confirmation No. : 4730  
For : METHOD OF MANUFACTURING AN OPTICAL RECORDING MEDIUM  
AND OPTICAL RECORDING MEDIUM MANUFACTURING APPARATUS

**TERMINAL DISCLAIMER**

Commissioner for Patents  
U.S. Patent and Trademark Office  
Customer Service Window, Mail Stop  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir :

Your petitioner, TDK Corporation, a corporation of Tokyo, Japan, whose business address is 1-13-1, Nihonbashi, Chuo-Ku Tokyo, 103-8272, Japan, represents that:

It is the owner of record of the entire right, title and interest of the above-identified application by virtue of an assignment recorded in the U.S. Patent and Trademark Office on June 22, 2005 at Reel 016711, Frame 0245; and

It is the owner of record of the entire right, title and interest of U.S. Patent Application No. 10/518,770 by virtue of an assignment recorded in the U.S. Patent and Trademark Office on December 21, 2004 at Reel 016739, Frame 0635.

The undersigned is an attorney or agent of record authorized to act on behalf of the assignee in the filing of this terminal disclaimer.

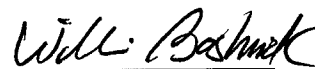
Your petitioner, TDK Corporation, hereby disclaims, except as provided below, the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of the patent that issues from U.S. Patent Application No. 10/518,770, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to the patent that issues from U.S. Patent Application No. 10/518,770, this

agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above identified application prior to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 as presently shortened by any terminal disclaimer of the patent that issues from U.S. Patent Application No. 10/518,770 in the event that they later: expire for failure to pay a maintenance fee, are held unenforceable, are found invalid, are statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a), have all claims canceled by a reexamination certificate, are reissued, or are otherwise terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the failure of common ownership stated above.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully Submitted,  
TDK Corporation



William S. Boshnick  
Reg. No. 44,550

July 21, 2009